



CERTIFICATE OF MAILING (37 CFR 1.8)

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I hereby certify that this paper is being deposited with the United States Postal Service as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, DC 20231.

Julie K. Lyons, Legal Assistant

Name of Person Mailing Paper

Signature

Julie K Lyons

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1624
Examiner : B. Coleman
Applicant(s) : Toni-Jo Poel, et al.
Serial Number : 09/138,209
Filed : August 24, 1998
For : Phenyloxazolidinones Having a C-C Bond to 4-8 Membered Heterocyclic Rings

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TECH CENTER 1600/2900

Commissioner of Patents and Trademarks
Washington, DC 20231

TRANSMITTAL OF A RESPONSE TO A NON-FINAL ACTION (37 CFR 1.111)

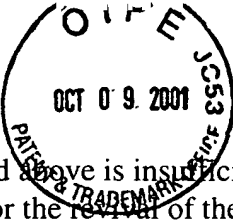
Sir:

Transmitted herewith is a reply and/or amendment in the above-captioned application in response to the Examiner's action dated 9/5/01.

- ☒ The reply and/or amendment is being filed under 37 CFR 1.8 and the required Certificate of Mailing appears above.
- ☐ An additional fee in the amount of \$ is required for the amended claims presented and has been calculated as shown in the attached sheet.

Please charge Deposit Account No. 21-0718 in the amount of the additional fee above, or such greater or lesser amount of excess fees for claims as the Commissioner determines is required by law. Triplicate copies of this sheet are enclosed.

EXTENSION OF TIME. In the event this paper is not filed prior to the time set for response, applicant(s) hereby petition for an extension of the period for filing the attached reply and/or amendment to the date of filing this paper, and hereby authorize the Commissioner to charge the extension fee as may be required by 37 CFR 1.17, to Deposit Account No. 21-0718. If for any



reason the extension requested above is insufficient to extend this period to the date of this paper, applicant(s) hereby petition for the revival of the above-captioned application as having been unintentionally abandoned and authorize the Commissioner to charge the required fees under 37 CFR 1.17 to Deposit Account No. 21-0718.

Respectfully submitted,

Lucy X. Yang

Lucy X. Yang, Attorney
Registration No. 40,259

Date: 10-3-2001

Pharmacia & Upjohn Company
Global Intellectual Property
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Enclosures:

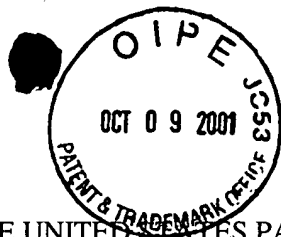
Reply/Amendment

☐ Calculation of Additional Fees for Amended Claims

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PATENT/Docket No. 6011.N DV2

Serial No.09/138,209

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RESPONSE AND AMENDMENTS UNDER CFR 1.111

Sir:

Responding to the Office Action dated September 5, 2001, applicants respectfully
resubmit the rewritten claim 6 below:

E'

6(amended). A compound of claim 1 wherein m is 1 and n is 2.

The attached is another version of the rewritten claim 6 with markings to show all the
changes under 37 CFR 1.121 (c) (1) (ii).

Applicants noted that claims 16-20 have not been considered by the Examiner. Their
entry and consideration are respectfully requested.

Applicants believe that claims 1-6, 8, and 11-20 are in condition for allowance, which
action is respectfully requested.

Respectfully submitted,

Lucy X. Yang, Attorney
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Pharmacia & Upjohn Company
Global Intellectual Property
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Kalamazoo, Michigan 49001

Date: 10-3-2001

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The written claim 6 with markings to show all the changes under 37 CFR 1.121 (c)

(1) (ii).

6(amended). A compound of claim 1 wherein m is 1 and n is 2 [m and n taken together are 3].